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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO.500 OF 2007

The Oriental Insurance Co.Ltd. Appellant
versus
Haridas Raman and another Respondents

Mr.D.S.Shah i/by Shri Dinesh Gupta for appellant

CORAM : A.S.OKA, J.

DATE : 26th February 2007

PC :

1. Heard learned advocate for the appellant. The submission of the learned advocate for the appellant is that the medical certificate shows that the original claimant suffered disability of 10% and without there being any medical evidence on record, the Trial Judge has come to the conclusion that there is total loss of earning capacity. On this question the appeal deserves to be admitted.

2. Admit.

3. Private paper book along with Decree Form

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shall be filed by the Appellant within a period of one year from today. If compliance is not made within the stipulated time, the appeal shall stand dismissed for want of prosecution without further reference to the Court.

(A.S.OKA, J.)